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13 SAGHARI and TABAN KARIMIAN

14 UNITED STATES DISTRICT COURT

15 NORTHERN DISTRICT OF CALIFORNIA- OAKLAND BRANCH

16
17 FINANCIAL INDEMNITY COMPANY, } CASE NO.: 4:12-CV-05844 CW
18 Plaintiff, }
19 vs. }
20 BAHRAM SAGHARI, an individual, }
21 TABAN KARIMIAN, an individual, }
22 JUAN ANTONIO RODRIGUEZ- }
23 GALLEGOS, an individual, JOE P. }
24 BETTENCOURT, an individual, }
25 STRAIGHT LINE GENERAL }
CONSTRUCTION, INC., a California }
corporation, and TOWN OF LOS GATOS, }
a California Government entity. }
26 Defendants }
27 _____ }

**NOTICE OF SETTLEMENT;
NOTICE OF WITHDRAWAL OF
MOTION TO DISMISS; AND
STIPULATION AND REQUEST FOR
CONTINUANCE OF CASE
MANAGEMENT CONFERENCE
AND F.R.C.P. 26(f) REPORT**

28 2180.12043S

1 The parties hereby notify the Court that they have reached a settlement after
2 mediation of this matter. The settlement is conditioned upon approval as a good faith
3 settlement under California Code of Civil Procedure §877.6 by the court in the Underlying
4 Action, Santa Clara County Superior Court Case No. 1-11-CV-213645.

5 Defendants Bahram Saghari and Taban Karimian, hereby notify the Court that they
6 withdraw their Motion to Dismiss, without prejudice, set for hearing on March 7, 2013.

7 It is hereby stipulated between the parties through their respective counsel that a
8 joint request is hereby made to the Court for 90-day continuance of the Case Management
9 Conference currently scheduled for February 20, 2013.

10 The parties further request a continuance of the due date for the F.R.C.P. 26(f)
11 Report from February 13, 2013, until 7 days prior to any newly assigned Case
12 Management Conference. The parties have already conducted the required meet and
13 confer.

DATED: February 4, 2013

WILLOUGHBY, STUART & BENING

By: /s/ Alexander F. Stuart

ALEXANDER F. STUART, ESQ.
Attorneys for Defendants,
BAHRAM SAGHARI and
TABAN KARIMIAN

DATED: February 4, 2013

ZINDER & KOCH

By: /s/ Jeffrey E. Zinder

JEFFREY E. ZINDER, ESQ
Attorneys for Plaintiff,
FINANCIAL INDEMNITY COMPANY

1 DATED: February 4, 2013

2 ADLESON, HESS & KELLY, APC

3

4 By: /s/ Randy M. Hess

5 RANDY M HESS, ESQ
6 Attorneys for Defendants,
7 JOE P. BETTENCOURT AND STRAIGHT
8 LINE GENERAL CONSTRUCTION, INC.

9

10 DATED: February 4, 2013

11 HOWARD ROME MARTIN & RIDLEY

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13 By: /s/ Joseph C. Howard

14 JOSEPH C. HOWARD, ESQ
15 Attorneys for Defendant,
16 TOWN OF LOS GATOS

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18 ORDER

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20 The case management conference previously set for February 20, 2013 is hereby continued
21 until May 22, 2013. The parties' Rule 26(f) report is due May 15, 2013.

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23 IT IS SO ORDERED.

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25 DATED: 2/5/2013

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28 HONORABLE CLAUDIA WILKEN
United States District Judge

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